

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.16173 of 2008
CHANDESHWARI PRASAD YADAV @ CHANDESHWAR PRASAD YADAV
Versus
STATE OF BIHAR THRU.VIGILANCE

3. 16.5.2008.

This is an application for grant of regular bail in a case under sections 7/13(2) read with section 13(1)(d) of the Prevention of Corruption Act. The informant Nageshwar Prasad Mandal, a panchayet teacher, submitted a written report to the Vigilance Department alleging therein that the petitioner, who is a Block Education Extension Officer, demanded a sum of Rs.1,500/- from him for forwarding monthly report for the month of April, May and July, 2007 of his school. When he insisted to forward the monthly report of the school without taking illegal gratification, the petitioner thereupon asked him to pay a sum of Rs.5,000/- and inspite of request he did not forwarded the same. So, he submitted a report and on the basis of which, after verification and observing necessary formalities, a trap was made. The informant handed over a sum of Rs.5,000/- to the petitioner, who after taking money kept it in his pocket and thereafter vigilance officials swung into action and arrested the petitioner with the bribe money.

Learned counsel for the petitioner submits that the petitioner is in custody since 5th January, 2008 and in view of the period of detention and the allegation the petitioner be enlarged on bail.

Learend counsel appearing on behalf of the Vigilance Department submits that the case is true and the petitioner was arrested with the bribe money.

Considering the submissions made, the allegation and the

period of detention, the petitioner, Chandeshwari Prasad Yadav @ Chandeshwar Prasad Yadav, is directed to be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of Special Judge, Vigilance-II, Patna in connection with Special Case No.3 of 2008 arising out of Vigilance P.S.Case No.2 of 2008.

Md.S.

(Anwar Ahmad)

